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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

FILED/ACCEPTED

SEP 10 2007

Federal Communications Commission
Office of the Secretary

In the Matter of

Amendment of Section 73.202(b))	
Table of Allotments)	MB Docket No. 03-44
FM Broadcast Stations)	RM - 10650
(Water Mill and Noyack, New York))	RM - 11396
)	

To: Office of the Secretary
Attn: Audio Division, Media Bureau

MOTION TO ACCEPT SUPPLEMENTAL INFORMATION

Sacred Heart University, Inc. ("SHU"), by its counsel, hereby requests leave to file a Reply which includes supplemental information to its Petition for Reconsideration of the Commission's decision in the above captioned proceeding.¹ SHU is contemporaneously filing its Reply to the Comments filed by Isabel Sepulveda, Inc. ("ISI") on Aug. 22, 2007. ISI's Comments were submitted in response to the Petition for Reconsideration submitted by SHU on March 27, 2006 and published in the Federal Register on August 10, 2007.² SHU believes that its Reply Comments are within the scope permitted by Section 1.429(g) of the Commission's Rules. Nevertheless, to the extent that the Commission disagrees, SHU requests leave to file its Reply Comments as a Supplement to its Petition for Reconsideration based on changed circumstances pursuant to Section 1.429(d) of the Commission's Rules. In support hereof, SHU states as follows:

¹ *Water Mill and Noyack, New York*, 21 FCC Rcd 1150 (2006).

² See Public Notice of August 1, 2007, Report No. 2823.

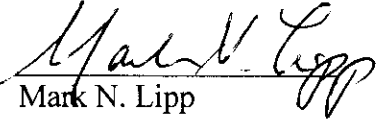
As discussed in more detail in SHU's Reply Comments, circumstances have changed and a number of issues have arisen that warrant an updating of the record in this proceeding. More specifically, the filing of a Petition for Reconsideration by Monroe Board of Education ("Monroe") on March 22, 2006, the failure of ISI to verify its expression of interest, and the upcoming noncommercial educational (NCE) window filing opportunity (October 12-19, 2007), all impact the outcome of this proceeding and warrant providing Supplemental Information with SHU's Reply Comments.

In regard to Monroe's Petition for Reconsideration, it was filed contemporaneously with SHU's Petition for Reconsideration. Since Monroe had not participated in this proceeding earlier, SHU could not address Monroe's arguments in its Petition for Reconsideration. In a separate pleading, SHU has pointed out that Monroe has a high burden to justify why it was not possible for it to participate earlier in this proceeding which is a prerequisite to filing a Petition for Reconsideration. Nevertheless, in order to help resolve this proceeding the Commission should also accept the arguments made in SHU's Reply Comments which point out that ISI's interest in serving Water Mill is unacceptable. ISI failed in every one of its pleadings to verify its expression of interest in violation of Section 1.52 of the Commission's Rules. These defects are relevant to this proceeding and must be addressed before the Commission can affirm or rescind its decision.

WHEREFORE, for the foregoing reasons, SHU respectfully requests that the Commission consider SHU's contemporaneously filed Reply Comments.

Respectfully Submitted,

SACRED HEART UNIVERSITY, INC.

By: 

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Its Counsel

September 10, 2007

CERTIFICATE OF SERVICE

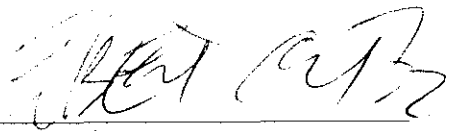
I, Elbert Ortiz in the law firm of Wiley Rein LLP, do hereby certify that I have on this 10th day of September, 2007, caused to be mailed by first class mail, postage prepaid, copies of the foregoing "**Motion**" to the following:

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Elbert Ortiz